

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

DELLA O'MALLEY,

Plaintiff,

v.

Civ. Action No. 10-6193 (KSH) (CLW)

FAIRLEIGH DICKINSON UNIVERSITY,

Defendant.

ORDER

Upon consideration of the motion [D.E. 66] of defendant Fairleigh Dickinson University for summary judgment in its favor, and of the motion for reconsideration [D.E. 78] filed by plaintiff Della O'Malley with respect to the Court's April 8, 2013 order [D.E. 77] striking O'Malley's brief in opposition to FDU's motion for summary judgment; and for the reasons expressed in the opinion filed herewith,

IT IS, on this 7th day of January, 2014,

ORDERED that O'Malley's motion for reconsideration [D.E. 78] is GRANTED; and it is further

ORDERED that FDU's application for fees in connection with opposing O'Malley's motion for reconsideration is DENIED; and it is further

ORDERED that FDU's motion for summary judgment is GRANTED as to counts one and two; and it is further

ORDERED that the Court declines to exercise supplemental jurisdiction over counts three and four and they are dismissed.

The Clerk of the Court is directed to close this case.

/s/ Katharine S. Hayden
Katharine S. Hayden, U.S.D.J.